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# United States Court of Appeals

For the Seventh Circuit

Chicago, Illinois 60604

## NOTICE OF ISSUANCE OF MANDATE

DATE: April 29, 2008

TO: Michael W. Dobbins  
United States District Court  
Northern District of Illinois  
219 S. Dearborn Street  
Chicago, IL 60604

FILED

MAY 02 2008 TG  
May 2, 2008  
MICHAEL W. DOBBINS  
CLERK, U.S. DISTRICT COURT

FROM: Clerk of the Court

RE: 07-3841, 07-3896  
K-Mart Corporation v. Philip Morris Capita  
07 C 1926, John F. Grady, Judge

Herewith is the mandate of this court in this appeal, along with the Bill of Costs, if any. A certified copy of the opinion/order of the court and judgment, if any, and any direction as to costs shall constitute the mandate.

☐ No record filed

☒ Original record on appeal consisting of:

ENCLOSED:

TO BE RETURNED AT LATER DATE:

90 [1] Volumes of pleadings [ ]  
[24] [ ] Volumes of loose pleadings [ ]  
90 [4] [ ] Volumes of transcripts [ ]  
[1] [ ] Volumes of exhibits [ ]  
[ ] [ ] Volumes of depositions [ ]  
[ ] [ ] In Camera material [ ]  
[ ] [ ] Other [ ]

Record being retained for use [ ]  
in Appeal No. \_\_\_\_\_

Copies of this notice sent to:

Counsel of record

☐ United States Marshal  
☐ United States Probation Office

### NOTE TO COUNSEL:

If any physical and large documentary exhibits have been filed in the above-entitled cause, they are to be withdrawn ten days from the date of this notice. Exhibits not withdrawn during this period will be disposed of.

Please acknowledge receipt of these documents on the enclosed copy of this notice.

Received above mandate and record, if any, from the Clerk, U.S. Court of Appeals for the Seventh Circuit.

Date:  
(1071-120397)

Deputy Clerk, U.S. District Court